

# **Draft Regulations**

## **Frequently Asked Questions – Chapters 7-10**

### **Version 1.0 – April 5, 2013**

#### **Chapters VII through X**

**Q: Regarding Chapter VII, Section 7.6, IN-HOME OCCUPATIONS, isn't there any small commercial activity that the over-regulated citizens of Benton County can engage in without finding the long arm of local government in their lives? Why is this necessary?**

A: We understand the concern and the purpose of at least defining what an in-home occupation is relates to a common issue that we face in the Planning office. Often a citizen will come in to the office unsure of whether their home-based business needs to come through commercial site plan review with the County. In many cases they do not but the threshold for that has always been fuzzy. The purpose of this section is to clearly identify the line and to also create a new category of more impacting in-home occupations that can be administratively reviewed but not have to go to the Planning Board as a commercial site plan. The hope is that these clarifications will make it easier for those with an in-home occupation to know whether they need to seek any approvals or not.

**Q: Chapter VII, Special Development Regulations is new in the Ordinance. What is the purpose and scope of the new regulation that have been introduced in this chapter?**

A: This is a new chapter that aims to compile special development regulations, such as, development of mobile home parks, telecommunication facilities, wind energy facilities, signs, temporary uses. Most of the above noted special development uses were already contained in the Blue Book. New regulations, pertaining to In-home occupation, wind energy, and agricultural tourism operations have been introduced. The idea for this chapter is to place all special development types in one chapter where new ones can be added if necessary.

**Q: Chapter VIII, Stormwater Pollution Prevention, Grading, and Erosion Control is a new chapter. Why is this being added to the Blue Book?**

A: Chapter VIII is indeed a new chapter but stormwater regulations have been in place in Benton County since 2009 and this chapter aims to incorporate Court Order C-2009-80, dated January 30, 2009, in the regulations. We felt it useful and good customer service to try to incorporate as many development-related County ordinances into this draft as possible so that it was all coordinated and in one place. It is important to note that these regulations apply only to the properties in the MS4 areas of Benton County.

**Q: Chapter X, Flood Damage Prevention is a new chapter. What is the purpose and scope of the new regulation that have been introduced in this chapter?**

A: Chapter X replaces the current Chapter XIV in the Blue Book and is largely unchanged.